

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

April 7, 2005

Minutes

**THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.**

The Regional Council of the Southern California Association of Governments held its meeting at SCAG Offices downtown Los Angeles. The meeting was called to order by the Vice President Toni Young, Councilmember, City of Port Hueneme. There was a quorum.

**Members Present**

Councilmember Toni Young, Port Hueneme, 1st Vice President	District 45
Supervisor Yvonne Burke, LA County, 2 <sup>nd</sup> Vice President	
Supervisor Chris Norby, Orange County	
Supervisor Gary Ovitt, San Bernardino County	
Councilmember Greg Pettis, Cathedral City	District 2
Councilmember Bonnie Flickinger, Moreno Valley	District 3
Mayor Ron Loveridge, Riverside	District 4
Councilmember Lee Ann Garcia, Grand Terrace	District 6
Councilmember Deborah Robertson, Rialto	District 8
Councilmember Alan Wapner, Ontario	District 10
Mayor Lawrence Dale, Barstow	District 11
Councilmember Richard Dixon, Lake Forest	District 13
Councilmember Tod Ridgeway, Newport Beach	District 14
Councilmember Lou Bone, Tustin	District 17
Councilmember Marilyn Poe, Los Alamitos	District 20
Councilmember Art Brown, Buena Park	District 21
Mayor John Beauman, Brea	District 22
Councilmember Paul Bowlen, Cerritos	District 23
Councilmember Gene Daniels, Paramount	District 24
Councilmember Frank Gurule, Cudahy	District 27
Councilmember Judy Dunlap, Inglewood	District 28
Councilmember Margaret Clark, Rosemead	District 32
Councilmember Paul Talbot, Alhambra	District 34
Councilmember Harry Baldwin, San Gabriel	District 35
Councilmember Sid Tyler, Pasadena	District 36
Councilmember Tom Sykes, Walnut	District 37
Councilmember Paul Nowatka, Torrance	District 39
Councilmember Jim Aldinger, Manhattan Beach	District 40
Councilmember Dennis Washburn, Calabasas	District 44
Councilmember Glen Becerra, Simi Valley	District 46
Councilmember Carl Morehouse, San Buenaventura	District 47
Councilmember Greig Smith, Los Angeles	District 59

Councilmember Debbie Cook, Huntington Beach  
Councilmember Robin Lowe, Hemet

District 64  
RCTC

**Members Not Present**

Supervisor Zev Yaroslavsky, LA County  
Supervisor Judy Mikels, Ventura County  
Supervisor Jeff Stone, Riverside County  
Councilmember Jo Shields, Brawley  
Mayor Pro Tem Ron Roberts, Temecula, President  
Councilmember Susan Longville, San Bernardino  
Councilmember Cathryn De Young, Laguna Niguel  
Councilmember Richard Chavez, Anaheim  
Councilmember Isadore Hall, Compton  
Councilmember Rae Gabelich, Long Beach  
Councilmember Tonia Reyes-Uranga, Long Beach  
Councilmember Pam O'Connor, Santa Monica  
Councilmember Bob Yousefian, Glendale  
Councilmember Mike Dispenza, Palmdale  
Councilmember Ed Reyes, Los Angeles  
Councilmember Wendy Greuel, Los Angeles  
Councilmember Dennis Zine, Los Angeles  
Councilmember Tom LaBonge, Los Angeles  
Councilmember Jack Weiss, Los Angeles  
Councilmember Tony Cardenas, Los Angeles  
Councilmember Alex Padilla, Los Angeles  
Councilmember Bernard Parks, Los Angeles  
Councilmember Jan Perry, Los Angeles  
Councilmember Martin Ludlow, Los Angeles  
Councilmember Cindy Miscikowski, Los Angeles  
Councilmember Eric Garcetti, Los Angeles  
Councilmember Antonio Villariagosa, Los Angeles  
Councilmember Janice Hahn, Los Angeles  
Councilmember Thomas Buckley, Lake Elsinore  
Councilmember Keith Millhouse, Moorpark  
Mayor James Hahn, Los Angeles

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VCTC  
At-Large

**Staff Present**

Mark Pisano, Executive Director  
Jim Gosnell, Deputy Executive Director  
Heather Copp, Chief Financial Officer  
Colin Lennard, General Counsel  
Karen Tachiki, Chief Counsel  
Hasan Ikhrata, Director, Planning & Policy  
Keith Killough, Director, Information Services  
Shelia Stewart, Executive Assistant

## **1.0 CALL TO ORDER & PLEDGE OF ALLEGIANCE**

Councilmember Young requested that an Inspiration follow the Pledge of Allegiance. A member will be selected to speak or read something of inspiration prior to the start of the meeting.

## **2.0 PUBLIC COMMENT PERIOD**

There were no comments presented at this time.

## **3.0 CONSENT CALENDAR**

The following consent calendar items were MOVED (Becerra), SECONDED (Nowatka) and UNANIMOUSLY APPROVED.

### **3.1 Approval Items**

#### **3.1.1 Approve Minutes of March 3, 2005**

#### **3.1.2 Approval of Contracts**

- Cambridge Systematics
- Economics & Politics, Inc
- Govplace
- Moore Iacofano Goltsman, Inc. (MIG)
- Strategic Consulting & Research
- The Planning Center
- SBC

#### **Memorandum of Understanding (MOU)**

- Heavy Duty Truck Model Improvement

#### **3.1.3 Approval of the Milken Institute 2005 Global Conference**

### **3.2 Receive & File**

#### **3.2.1 State and Federal Legislative Matrix**

## **4.0 PRESIDENT'S REPORT**

### **4.1 Nominations from TCC, EEC, CEHD & Communications Task Force on Regional Citizens Award**

The EEC nominated Dr. Kay Martin, Vice President, BioEnergy Producers Associations. . The CEHD committee nominated Randall Lewis, Executive Vice President, Lewis Operating Corporation. The Communications Committee selected Tony Valdez, to receive the Communications Award (media). The TCC was unable to select a member at the time.

It was MOVED (Brown), SECONDED (Lowe) and UNANIMOUSLY APPROVED.

#### 4.2 **Appointments**

##### **RC District Election Results**

Hon. Larry McCallon, Highland, District 7 (Newly Elected)

Hon. Paul Eaton, Montclair, District 9 (Newly Elected)

Hon. Lawrence Dale, District 11 (Re-elected)

Hon. Paul Nowatka, Torrance, District 39 (Re-elected)

##### **RC Members to Policy Committees**

###### **Admin & TCC**

Hon. Victor Carrillo, Imperial County

##### **Subregional Representatives to Policy Committees**

###### **CEHD**

Representing San Gabriel Valley COG

Hon. Daniel Arguello, Alhambra

###### **EEC**

Representing Arroyo Verdugo Cities

Hon. Joyce Streator, Pasadena (Re-appointed)

###### **TCC**

Representing San Gabriel Valley COG

Hon. Enid Joffe, Sierra Madre

###### **Benchmarks Task Force**

Bev Perry, City Clerk, Brea

###### **Personnel Committee**

Hon. Toni Young, Port Hueneme

Hon. Gary Ovitt, San Bernardino County

###### **South West Compact TF**

Hon. Frank Gurule, Cudahy

###### **Water Policy Task Force**

Hon. Sandy Baldonado, Claremont

Joe Mundine, Los Angeles Bureau of Sanitation

Bill Wright, MWD

#### 4.3 **National Association of Regional Council (NARC) Update**

Fred Abouselman, Director, Transportation provided a general overview of NARC and the organization's efforts in the TEA-21 Reauthorization process.

#### 4.4 **Correspondence from Tribal Governments**

Two letters were received from Hon. Raymond Torres, Chairman, Torres-Martinez Desert Cahuilla Indians. The first invites SCAG to a meeting with Tribal Governments on April 28, 2005 at the Agua Caliente Spa Resort Hotel.

The second letter sent by the Torres-Martinez Desert Cahuilla Indians to each Tribal Government also inviting them to the April meeting. This meeting is a follow-up to a Summit organized by SCAG on September 9, 2004.

#### 4.5 **EXECUTIVE DIRECTOR'S REPORT**

The Executive Director referred the members to his Report and in particular noted that he would like to report on four specific areas which arose out of proposals brought forward by the Governor. The four areas are: housing, CEQA Improvement, Proposition 42 and Goods Movement.

There have been Housing stakeholders group meetings which the Executive Director has been participating in along with representatives of other groups, including Rusty Selix. A Legislative proposal prepared by HCD received negative reactions from various sources, subsequently Governor asked the League of California Cities and others to come forward with a proposal. At this point in the development there are only principals and no details. The principals being discussed include:

- A 20 year land inventory within each city.
- Each jurisdiction must be responsible for its population and employment. The numbers would be derived through a simple formula by the state. Some trading would be allowed within the region. Targets would then be incorporated into city's planning activities over 5, 10, 15 and 20 years.
- League and CSAC do not want the state to have to approve, city's would self certify and there are appropriate approvals at the regional level. State wants principals of accountability.
- Cities have indicated for them to move forward in this manner they will need resources and environmental streamlining. Issue of financing is on the table.

CEQA Improvement-lead by the Administration. This is a one year long advisory committee forum. Broad cross section of representation on the committee. The basic concept that is on table is if cumulative impact analysis is done up front in the regional plans then at the back end there is relief from environmental work. Work of the MPO's such as Compass and Growth Visioning by SANDAG is the basis of discussion of up front planning. If a region has done the work such as what we have done on Compass and city's have reinforced those policies with ordinances etc. then projects should have a categorical exemption. Discussions are also moving to a more outcome driven analysis. Environmentalist want a demonstration of improvement and funding for mitigation. Cities are also saying that they need funding for mitigation

Proposition 42- The Governor proposed reductions in funding for Proposition 42. The Assembly put out a proposal that is the first time that they have said the Governor needs to change his policy. The Executive Director has participated in developing options on the Senate side. The Executive Director believes that there will be an effort to get the Governor to restore the money. There are a number of proposals on the table to put money back into transportation. The Transportation community needs to continue to communicate this message to the Governor.

Goods Movement-state has had a follow up summit and discussions with their own plan. The plan does reflect SCAG priorities and SCAG plans. The region is asking for \$900 million and there is a members letter to support this request. There are unresolved issues about how to fund the rest of the region's need and we are proposing that innovative financing be utilized to meet those needs.

Mr. Pisano announced that Keith Killough, was selected as Director, Information Services.

## **5.0     ACTION ITEMS**

### **5.1     Administration Committee Report**

#### **5.1.1   General Fund Reconciliation**

It was MOVED (Dixon), SECONDED (Tyler) and UNANIMOUSLY APPROVED with an amendment to the RC/Committee meetings item to show \$30,000 as proposed budget.

#### **5.1.2   Approval of Regional Council Revised Stipend and Travel Policies**

The Administration Committee recommended that the Regional Council approve with the following amendments:

**Item #2, 1<sup>st</sup> sentence – The RC shall authorize *In advance* member business .....; and**

**Add Item 7 – *For General Assembly and retreat SCAG will reimburse RC members for lodging.***

It was MOVED (Dixon), SECONDED (Tyler) and UNANIMOUSLY APPROVED.

#### **5.1.3   General Fund Authorization for SCAG Legislative Day in Sacramento**

It was MOVED (Dixon), SECONDED (Robertson) and UNANIMOUSLY APPROVED with consideration of alternative dates.

#### **5.1.4   Resolution 05-462-1 regarding State Planning & Research Grant Multi-County Goods Movement Study**

It was MOVED (Dixon), SECONDED (Ovitt) and UNANIMOUSLY APPROVED.

## 5.2 **Nominating Committee Report**

### 5.2.1 **Election of 2005 Officers**

Councilmember Young announced the Nominating Committee's recommendation for 2005 Officers. They are: Councilmember Toni Young, President; Supervisor Yvonne Burke, 1<sup>st</sup> VP and Supervisor Gary Ovitt, 2<sup>nd</sup> VP.

It was MOVED (Dixon), SECONDED (Becerra) and UNANIMOUSLY APPROVED.

## 5.3 **Bylaws Committee Report**

### 5.3.1 **Consideration of Bylaws Amendment(s)**

The Bylaws currently provide the following with regard to membership of the Executive Committee: "The membership of the Executive Committee shall be comprised of the President, Vice President, Second Vice President and Immediate Past-President. The Executive Committee shall also include the Chair of the Administration Committee the three Policy Committee Chairs." *See* SCAG Bylaws, Article V, Section A(11)(a). Thus, a total of 8 members are on the committee.

Currently a quorum is five members of the Executive Committee. The affirmative vote of the majority of the Executive Committee quorum is required for an action by the Executive Committee. *See* SCAG Bylaws, Article V, Section A(11)(d).

Recently, vacancies occurred in the Second Vice President and Immediate Past-President positions. This posed a quorum difficulty at Executive Committee meetings when two members were not able to attend a meeting, leaving only four members present.

The Bylaws Committee reviewed the quorum issue and recommended that the Bylaws be amend the Bylaws to change the quorum of EC from 5 to 4 and forward to the GA for approval.

It was MOVED (Dixon), SECONDED (Dale) and UNANIMOUSLY APPROVED.

## 5.4 **Transportation & Communication Committee (TCC) Report**

### 5.4.1 **Regional ITS Architecture**

Councilmember Baldwin, Vice Chair, stated that the FHWA Rule and FTA Policy, 23 CFR 940.9 and 940.11, require that a region that is currently implementing ITS projects must develop a regional ITS architecture to guide their deployment by April 8, 2005.

The National ITS Architecture shall be used as a resource in developing the regional architecture. The regional ITS architecture shall be on a scale commensurate with ITS investment in the region.

The TCC recommends approving the Southern California Regional ITS Architecture.

It was MOVED (Baldwin), SECONDED (Brown) and UNANIMOUSLY APPROVED.

## **5.5 Energy & Environment Committee (EEC) Report**

### **5.5.1 H.R. 18 (Baca) Southern California Groundwater Remediation Act**

Councilmember Clark, Chair, reported that the EEC recommended that the Regional Council support H.R. 18 with amendments.

It was MOVED (Clark), SECONDED (Washburn) and UNANIMOUSLY APPROVED.

### **5.5.2 California Waste Conversion Technologies**

It was MOVED (Clark), SECONDED (Washburn) and UNANIMOUSLY APPROVED.

## **5.6 Community & Human Development Committee (CEHD) Report**

No report presented at this time.

## **5.7 Communication & Membership Subcommittee Report**

The subcommittee selected Councilmember Glen Becerra as Chair, and Councilmember Harry Baldwin is Vice Chair.

It was announced that preparations for SCAG's 40<sup>th</sup> Anniversary and 2005 General Assembly continue. The 2005 General Assembly will take place Wednesday and Thursday, May 4<sup>th</sup> and 5<sup>th</sup> at the historic Los Angeles Athletic Club in downtown LA.

The theme is The Changing Faces of Southern California: 40 Years of Progress. Dee Dee Myers will be guest speaker at dinner. She was President Clinton's first White House Press Secretary, has worked with Senator Dianne Feinstein and Mayor Tom Bradley, and now appears on TV as a political commentator. Gov. Schwarzenegger and US Secretary of Transportation Norm Mineta have also been invited to speak at Wednesday's dinner.

### **EVERYONE MUST REGISTER IN ADVANCE!**

Registration is available online. There is a \$50 fee for the reception and dinner that is waived for RC members, GA delegates, and sponsors.



Regarding the new Regional Champion Awards, Tony Valdez was nominated for the Media/Communications Award. Tony is a veteran broadcast journalist with KTTV Fox Channel 11. He has provided long standing regional reporting to his viewers including coverage of our State of the Region Report and SCAG's Compass program.

Staff distributed the new Legislative Reference Manual. Members will be able to utilize this handy tool whenever they travel to Sacramento and Washington DC.

## **6.0 INFORMATION ITEMS**

### **6.1 Monthly Financial Report**

Heather Copp, stated that SCAG has been able to achieve 191 debt free days in the first 243 days of the fiscal year. Year to date borrowings declined about 77% from \$13.3 million last year to \$3.0 million this year.

## **7.0 FUTURE AGENDA ITEMS**

Councilmember Washburn requested that a discussion on strategies be scheduled as well as taking the lead in trying to get the Delegation to meet amongst themselves.

## **8.0 LEGAL COUNSEL REPORT**

### **8.1 Closed Session**

- Deanna Wetherbee-Distel et al. vs. Miguel Leon Martin et al.; Southern California Association of Governments; Riverside Transit Agency; Western Municipal Water District- Complaint for Wrongful Death; Case Number: RIC 417340  
Conference with Legal Counsel re: pending litigation, pursuant to Cal. Gov. Code Section 54956.9(a)

There was no report.

- Morrison v. SCAG  
Morrison v. Southern California Association of Governments et al. Superior Court, Los Angeles County, Case No. BC 312066  
Conference with Legal Counsel re: pending litigation pursuant to Government Code section 54956.9(a)

A report was given by Counsel and direction was provided by the Regional Council.

- Havens v. SCAG  
Havens v. Southern California Association of Governments,  
Los Angeles County, Case No. BC 324931  
Conference with Legal Counsel re: pending litigation  
Pursuant to Government Code section 54956.9(a)

There was no report.

## **9.0 ANNOUNCEMENTS**

There were no announcements.

## **10.0 ADJOURNMENT**

The next meeting is scheduled for Thursday, May 5, 2005 at Los Angeles Athletic Club.

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Mark Pisano, Executive Director